



## U.S. Department of Justice

United States Attorney  
Southern District of New York86 Chambers Street, 3rd Floor  
New York, New York 10007

February 4, 2008

MEMO ENDORSED

Adj't to 2/2/08  
JF/MCL  
Feb. 14, 2008

*Charles L. Brieant*  
USDS

BY FACSIMILE (914-390-4085)

The Honorable Charles L. Brieant  
United States District Judge  
United States Courthouse  
300 Quarropas Street, Room 275  
White Plains, New York 10601-4150

Re: Ruszakiewicz v. Lauer, 07 Civ. 10287 (CLB)

Dear Judge Brieant:

I represent the defendant in the above referenced Bivens action, in which an initial conference is currently scheduled for February 15, 2008. Because I have an all-day expert deposition scheduled on that date, for which the expert has pre-booked travel arrangements, I respectfully request an adjournment of the conference until February 22, 2008 or another date that is convenient for the Court. Opposing counsel consents to this request.

I thank the Court for its consideration.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney

By:

SERRIN TURNER  
Assistant United States Attorney  
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cc: Robert N. Isseks, Esq. (by facsimile: 845-341-1760)

TOTAL P.02

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